

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

CIVIL No. 11-cv-1714 (JNE/TNL)

BLAZEK GLASS S.R.O., F/K/A BLAZEK
SKLO PODEBRADY S.R.O, ET AL.,

Plaintiffs,

MEMORANDUM OPINION & ORDER

v.

TOP NOTCH WELLNESS CO., ET AL.,

Defendant.

This matter is before the Court, Magistrate Judge Tony N. Leung, on Plaintiff Blazek Glass s.r.o.'s ("Blazek") Motion to Lift the Stay and Set a Scheduling Conference (Docket No. 44). Defendants Top Notch Wellness Company, Richard Lloyd-Roberts, and Colleen Lloyd-Roberts do not oppose Blazek's Motion, but request several weeks to evaluate the reexamined patents and engage in meaningful settlement discussions before setting a schedule. (Docket No. 50.)

Based on the foregoing, and all the files, records, and proceedings herein, Blazek's Motion is **GRANTED**, and **IT IS HEREBY ORDERED** that

1. The stay on the instant action is lifted;
2. The parties shall file a joint status letter on ECF on or before April 30, 2013, informing the Court of the progress of their settlement discussions; and
3. This litigation shall proceed in accordance with the Order for Amended Pretrial Scheduling Conference filed contemporaneously with this Order;

4. All prior consistent orders remain in full force and effect; and
5. Failure to comply with any provision of this Order or any other prior consistent Order shall subject the non-complying party, non-complying counsel and/or the party such counsel represents to any and all appropriate remedies, sanctions and the like, including without limitation: assessment of costs, fines and attorneys' fees and disbursements; waiver of rights to object; exclusion or limitation of witnesses, testimony, exhibits and other evidence; striking of pleadings; complete or partial dismissal with prejudice; entry of whole or partial default judgment; and/or any other relief that this Court may from time to time deem appropriate.

Date: April 2, 2013

s/ Tony N. Leung

Tony N. Leung
United States Magistrate Judge
District of Minnesota

*Blazek et al. v. Top Notch Wellness
Company et al.*
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